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ABSTRACT

The purpose of the Johnson O'Malley Act (JOM) is to provide financial assistance to meet the unique and specialized needs of Indian children attending public schools. This booklet briefly describes the history of the act, how it works (funding and requirements), the involvement of the local Indian Education Committee, the Education Plan, eligibility, and the contractual position of the Oglala Sioux Tribe. Services provided for eligible students and parental cost items are addressed. Seven Local Indian Education Boards are listed that administer JOM programs in South Dakota and Nebraska (Rapid City, South Dakota; Bennett County, South Dakota; Chadron, Nebraska; Pine Ridge, South Dakota; Hot Springs, South Dakota; Gordon District, Nebraska; Rushville, Nebraska). Listings vary, but may include board objectives and goals, member names, staff, services provided, and activities and accomplishments. Five other programs are listed with local contact persons and mailing addresses. (SAS)

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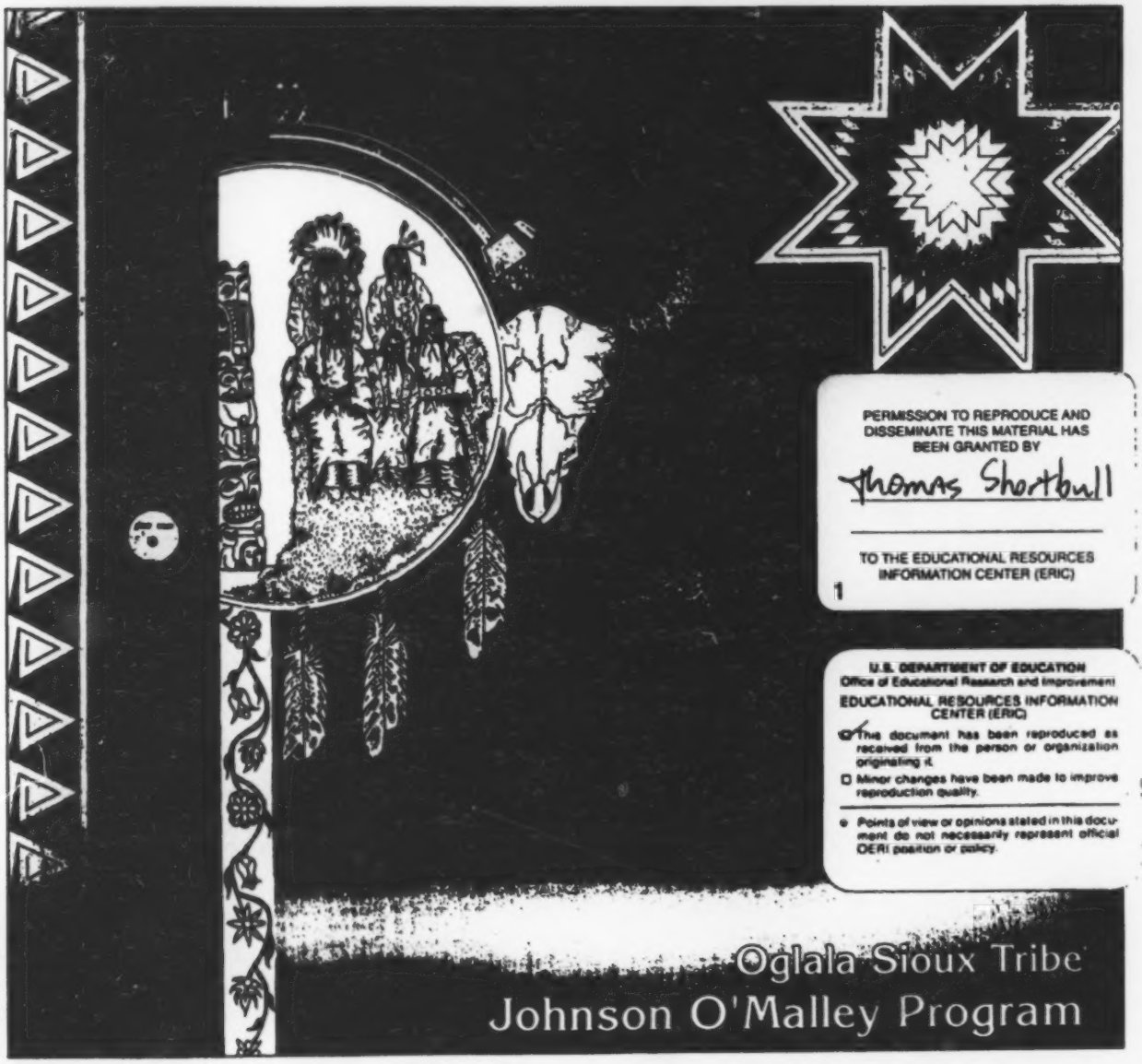
FOR THE FUTURE GENERATIONS



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Johnson O'Malley Program

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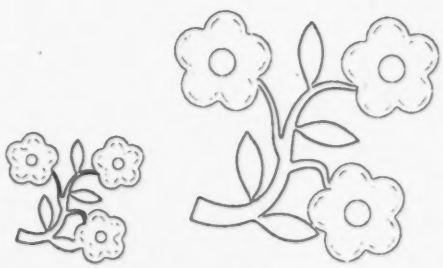


"Schools should be living laboratories for democracy for those who will run democracy in the future."

Larry Lezotte

History of the Johnson O'Malley Program

It was 1934. Both the House of Representatives and the Senate were faced with the issue of providing education to Indian children in public schools.

Senate Bill 2571 was introduced by Senator Hiram W. Johnson of California. A similar bill authored by Thomas P. O'Malley, House Joint-Resolution 257, was under consideration by the House of Representatives. On April 16th they became the Johnson O'Malley Act.

Since then, the Johnson O'Malley program has provided federal assistance to supplement local public school funds in an effort to educate Indian children.

Today, funds allocated under the Act are used to meet the specialized and unique educational needs of eligible Indian students.

School districts receiving funds under JOM must ensure that Indian children receive all aid from federal, state, local and other proper sources other than JOM that they are entitled to receive. In no instance shall there be discrimination against Indians or schools enrolling such Indians. Funds cannot be used to supplant the regular program the school is required to provide.

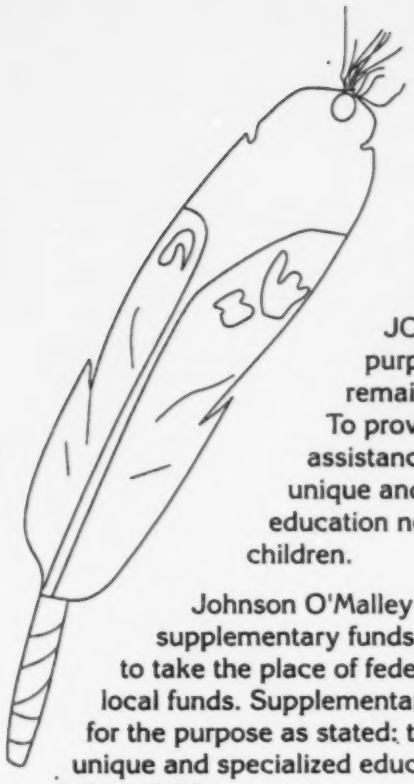
JOM is a supplemental program which is used to provide special services to Indian students based on the needs of individual communities.

What is the Johnson O'Malley Act?

The Johnson O'Malley Act passed in 1934 has been amended various times during the past twenty years, but its main objective has remained the same: To ensure that Indian children receive the educational opportunities that would not otherwise be provided.

Some years ago JOM was funded to provide operational support. Schools were able to use those funds for general school operations and many schools built buildings, and bought buses and school equipment.

JOM is no longer funded for operational support. The JOM program was redesigned to be a supplementary program, instead of a basic support program, to provide special services to meet the unique specialized educational needs of Indian students attending public schools. At that time, the Impact Aid Program (874) was amended to specifically include public schools educating children residing on Indian lands. Although some Indian children had originally benefited from the Impact Aid Program, there was concern about duplication between 874 and JOM both funding operational support.



What is the Purpose of JOM?

JOM's basic purpose has remained the same: To provide financial assistance to meet the unique and specialized education needs of Indian children.

Johnson O'Malley funds are supplementary funds and are not to take the place of federal, state or local funds. Supplementary funds are for the purpose as stated: to meet the unique and specialized education needs of Indian children.

How Does the Program Work?

To receive JOM funds, a state, a school district, an Indian tribe, or an Indian corporation may contract with the Bureau of Indian Affairs.

Broad general regulations outline the requirements for the contract, allowing the programs to be developed to meet local needs and differences.

There are two main requirements under the JOM Act to assure parent participation and control. The requirements are the Indian Education Committee and the Educational Plan.

What is the Indian Education Committee?

The Indian Education Committee is established by the Indian community and works with the contractor in developing programs submitted in the educational plan and approves all programs and budgets funded by JOM. This Committee is sometimes called the Local Indian Education Board.

What is the Education Plan?

The Education Plan is the written document which outlines the plans for providing programs to meet the unique and specialized educational needs of Indian students. It is developed in coordination with the contractor and the Indian Education Committee. It identifies needs of the Indian students, the goals and objectives to be accomplished, procedures to be followed, methods to be used in evaluating the program as well as proposed budgets and is submitted as part of the contract.

Who is eligible?

Any child from age 3 years through grade 12 who has not reached age 21 before September 1 and who is a member of a federally recognized tribe which is eligible for the special services and programs provided through the BIA is eligible to be counted in the Oglala Sioux Tribe's JOM program.

A student who is 1/4 degree of blood of one or more tribes but not an eligible member of a tribe may be counted providing documentation of degree of Indian blood is available.

A certification of degree of Indian blood for any student who falls under these eligibility requirements is required. This certification form can be obtained at the JOM office in Pine Ridge, SD or from JOM board members.

Oglala Sioux Tribe Johnson O'Malley Program

Public Law 93-638 was passed in 1975 allowing tribal governments the right to contract programs the Bureau of Indian Affairs operates.

The Indian Self-Determination and Education Assistance Act came from part II of P.L. 93-638 and provides the authority for contracting JOM programs. Under this Act, Indian tribes are eligible to contract the administration of JOM funds for eligible Indian students residing within their jurisdiction.

Originally, the states received JOM funds directly from the BIA for educational needs in educating Indian students in public school systems. In the late 60's a study conducted by Harvard Law School found blatant misuse of JOM funds. In the early 80's, the Oglala Sioux Tribe contracted the JOM program from the BIA and has administered it since.

The Oglala Sioux Tribe now serves as the prime contractor of the JOM program for 10 school districts and two reservation preschool programs. The OST JOM program is responsible for administering funds for the operation of supplemental programs for over 5,000 eligible Indian students.

Who does JOM serve?

JOM can only provide services to eligible JOM students attending public schools. Public schools that participate in our program are called JOM participating schools. We provide services to schools in the following districts:

What services are provided to eligible students?

JOM provides a variety of programs/activities which are geared to meet the education needs of the eligible Indian students. Indian children have very unique educational needs.

The programs are based on parent involvement. Parents take active roles in programs that succeed.

There's room to grow in JOM. The doors are open to creative development of unique educational projects. In all our programs we have parents who care and create programs that are unique to the community.

Through networking, we've grown tremendously and have picked up many ideas from other organizations and integrated these into our programs.

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Parental Cost Items

Items commonly considered to be parental costs are textbooks, instrument rentals, special fees, i.e. vocational and lab projects, membership dues, curricular related activity expenses, student insurance, and other course related expenses.

Discretionary Parental Cost Items

Items provided for Indian students at the discretion of the Indian Education Committee can include student activity fees, special transportation, shoes for P.E., and career workshops.

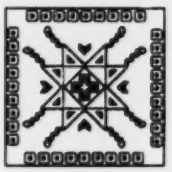
Emergency Parental Cost Items

These are emergency expenses for health services, boarding during bad weather, and other unforeseen conditions brought on by bad roads or weather conditions.

Disallowed Items

Items which do not meet the above criteria for parental cost will be disallowed. Such expenses might include: recreational activities and travel, Girl/Boy Scout camps, personal clothing, extracurricular activities as spectators, tuition for college credit, etc.

Other school-related items that are questioned will be handled on an individual basis and decided by joint agreement of the OST JOM program, the subcontract administrator and the Indian Education Committee.



Guidelines for parental cost items

The Johnson O'Malley program has developed guidelines for Parental Cost Program for purposes of clarifying the intent of such items. The JOM program urges the Indian Education Committees to prioritize all parental cost items as the funds available are limited.

Those expenditures of an educational nature that directly benefit the student in his/her classroom work and related school activities which a parent or guardian ordinarily would be expected to pay will be given first priority.

Other funds shall be used to provide comparable services to non-Indian and Indian students prior to the use of JOM funds.

When non-eligible students participate in a parental cost program the money expended on the program shall be prorated to cover only the eligible students.

Rapid City

628 1/2 6th Street
Rapid City, SD 57701
605/342-7927

Administrative Assistant	**Diana M. Kautz**
Program Activities Assistant/ Basic Skills Tutor	**Maria Sharkey**
Tutors	**Dollie Red Elk**
	Viola Nichols

Local Indian Education Board (LIEB)

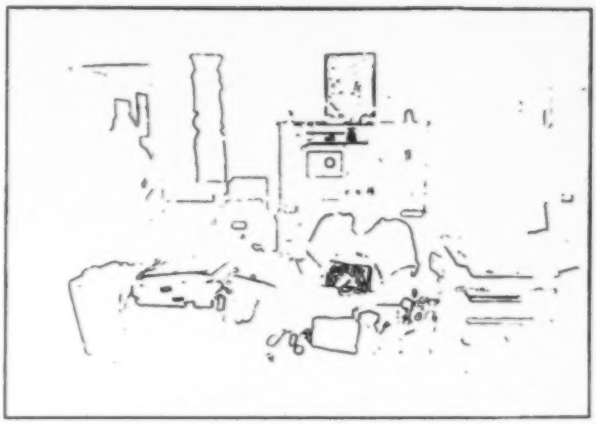
Chairperson	**Antoine Bissonette**
Vice-chairperson	**Elaine Delores**
Secretary	**Michael Jackson**
Member	**Patricia A. LeBeau**
Member	**Timothy White Face**

The new LIEB will be seated in October, 1996. All members remain the same except Steve Scares Hawk will replace Timothy White Face.

The LIEB meets on the first Wednesday of each month at the Rapid City Johnson O'Malley office to discuss program concerns and student requests. These meetings are open to the public for concerns regarding program operations, student requests or program ideas.

According to the Federal regulations, Indian Education committees are elected from among parents (including persons acting in loco parentis except school administrators or officials) of eligible Indian students enrolled in the school(s) affected by a contract(s)...

This means that parents of a child who is certified as a member of a federally recognized Indian tribe are eligible to serve as are persons acting in loco parentis, (in place of parent), such as parents of adopted children or legal guardians.



Dollie Red Elk, left, and Diana Kautz enjoy work at the Rapid City JOM office.

Services provided

Educational Assistance

School supplies

Art fees/supplies

Home economics fees/supplies

Industrial arts fees/supplies

Testing fees

Science lab fees

School sponsored field trips

Gym suits for middle and high school students

Boys & Girls Club fees

Senior cap & gown rentals

Independent study fees

Summer school fees (must be counselor referred)

Musical instrument rentals (must be accompanied by letter from instructor stating the student is in band/orchestra along with income verification i.e. free or reduced lunch meal form)

Services the Rapid City JOM CANNOT provide

Transportation

City-sponsored recreation activities

Soccer

Little Leagues

Y.M.C.A fees

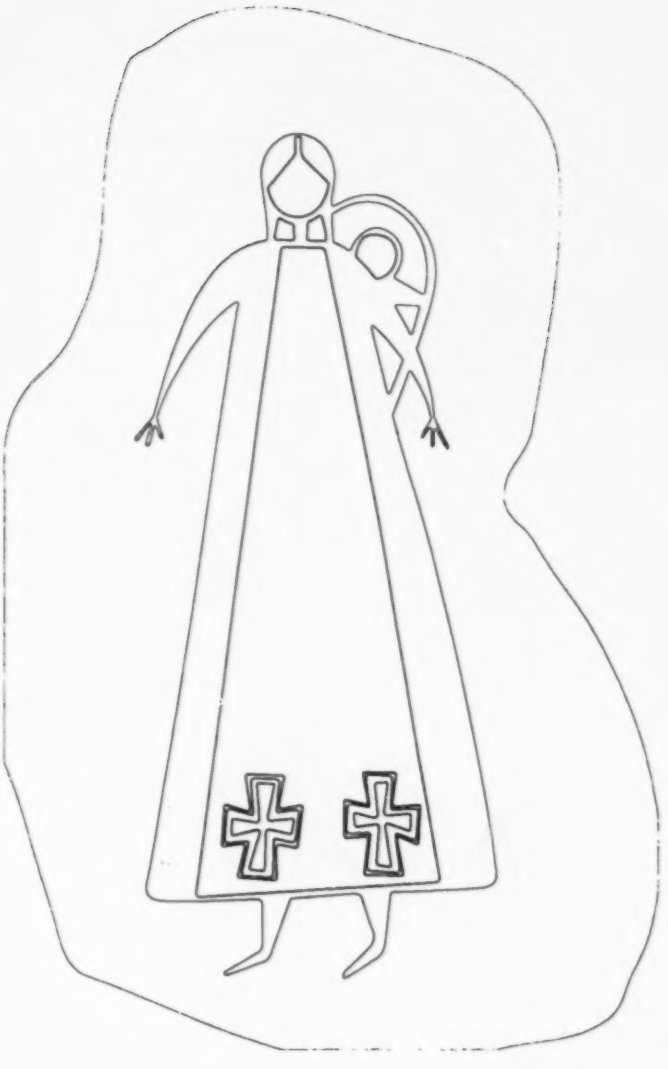
School Photos

The JOM program will be happy to refer those students who need the services that we cannot provide to other agencies who may help them.

Athletic Equipment

If your child is involved in a sports activity sponsored by and through the schools, a letter from the principal or coach is required, along with proof of income.

Requests for basketball, track or football shoes will be considered on an individual basis through the JOM Local Indian Education Board at regularly scheduled monthly meetings. Our staff members will compile these requests for presentation to the Board.



Bennett County

P.O. Box 580
Martin, SD 57551

Chairperson	**James Cottier**	**Member**	**Rena Bettelyoun**
Vice-chairperson	**Colene Bald Eagle**	**Member**	**Gene Standing Bear**
Secretary	**Brenda McMillin**	**Tutor Aide**	**Stephanie Louden**

Services provided by the Bennett County JOM

- Purchased 30 band instruments for 5th-12th grade.
- Hired a tutor for Jr. High and High School students.
- Sponsor students who attend summer camps including SKILLS, Upward Bound, InMed, TRIBES, and athletic camps.
- Help with purchasing various supplies for school, art, shop, athletic and cheerleading.
- Help with cost for students who have been invited to special athletic or school events.
- Pay dues for 7-12th grades for art, shop, home economics and others.
- Purchased a TV and VCR for K-6th grades. It will be used for educational programs.
- Match funds for incentives for K-6th graders with the elementary school.
- Help with gasoline for students who are in activities who live in Allen.

This future JOM student gives a big thumbs up to a day at the beach in the Black Hills.

Chadron, NE

241 North Lake
Chadron, NE 69337
308/432-3678

President **Martin Catches**

Purpose and Objectives

The Chadron JOM program works directly with the Pine Ridge office to provide services to students in this Nebraska bordertown.

In 1995, two Chadron students played at the All-Star basketball games in Spearfish, SD. Robert Catches, 7th grade team, took the All-Star Championship and Eddie Bissonette, 8th grade team, took second place. Both teams played great.

TJ Pourier, a high school graduate, had the opportunity to travel to Australia and play football in the Australia Bowl.

We rewarded students who did well and those who might not have done so well. We encourage students to try harder and pass and we are happy to report that they have all passed with pride. No one is left out.

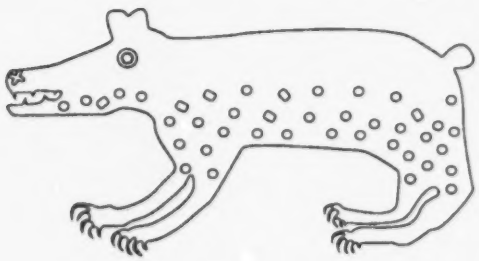
During the summer, some of our boys and girls who are into sports play softball, baseball, and soccer.

Our boys who played Babe Ruth baseball really did great as did those who played in the midgets teams. Our girls did pretty well, too.

We are planning on having some of our women sew starquilts, crazy quilts and anything else they come up with to sell for funds for future use.

We have distributed school supplies to our JOM students as well as gym clothes and football shoes.

We wrote to all JOM parents asking them to take part in our scheduled meetings and to take part in their children's education as well or they will no longer be eligible for JOM services. Parents are coming to our regular meetings so we know we will do well this school year.



Pine Ridge Homestart

P.O. Box C2
Pine Ridge, SD 57770
605/867-5694

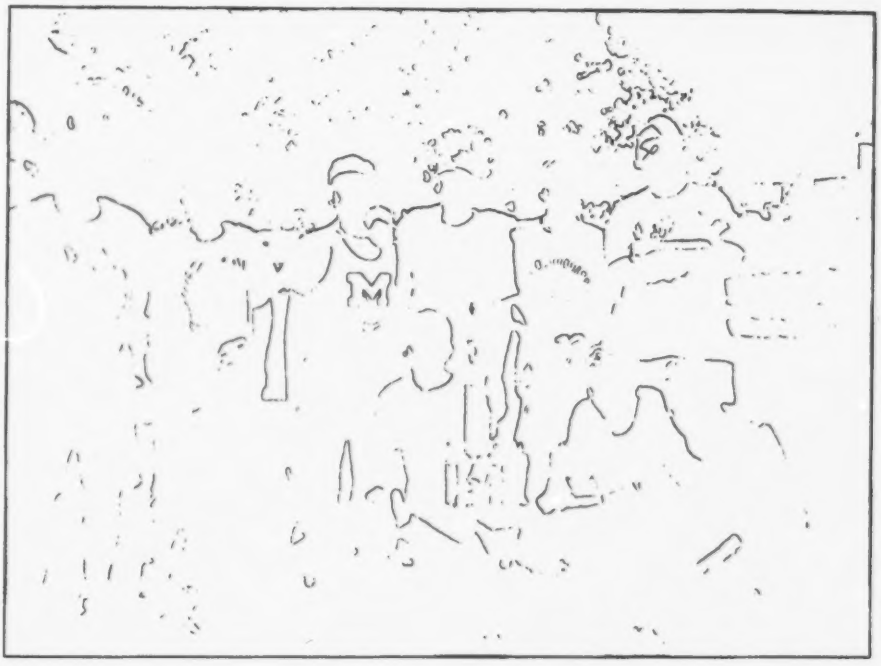
Teacher **Ernabelle Skye**

The Homestart Program is a component of the JOM Program on the Pine Ridge Reservation. The program consists of one professional teacher and four lay people.

Districts which implement Homestart programs are Kyle, Wanblee, LaCreek/Allen, and Pine Ridge/Wakpamni.

The four teachers go into the home and teach the basics to 3, 4, and 5 year olds who do not attend Headstart or any other preschool.

Each teacher keeps an enrollment of 12 children who receive services for one-half hour twice a week.



The Youth Development Softball Team took third place in the YMCA Softball Tournament in Rapid City, SD.

Hot Springs

HCR 52, Box 164
Hot Springs, SD 57747
605/745-5206

Chairperson — **Roxie Peters**
Vice President — **Janet Moran**

Activities and Accomplishments

The Hot Springs LIEB has taken an active part in the education of Native American students.

The program provides school supplies to all students K-12, and also covers the cost of all shop and activity fees and assists with the purchase of needed sports equipment.

Over the past three years the board has taken an active part in cultural sensitivity within the school system. Janet Moran has inserviced the Hot Springs School District K-12 teachers on cultural sensitivity issues. Janet also assists the elementary school teachers in screening reading books which may have some racist material concerning Native Americans.

Janet has also participated in an After School Enrichment program as a volunteer to teach Lakota arts and crafts, and history to 3rd and 5th graders.

The LIEB has assisted several high school seniors with the purchase of needed graduation supplies and senior photos.

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Gordon District

P.O. Box 55
Gordon, NE 69343

Local Indian Education Board (LIEB)

President	**Anpo Wicahpi Charging Thunder**
Vice-President	**Cleo LaDeaux**
Secretary	**Florence Sierra**
Treasurer	**Maxine Charging Thunder**

"Wisdom includes the positive characteristics of a child: enthusiasm for people, imagination, and unlimited capacity to learn new behavior."

Warren Bennis

Objective

To aid Native American children in their education by providing financial assistance for school supplies, athletic equipment, camp fees, and other extracurricular activities that would benefit JOM-eligible students.

Activities

We provide school supplies to those already registered in the school system and also to those new to the school system who come later in the school year. We also provide financial assistance to students who need special gear or equipment (football, basketball, volleyball, wrestling, track, cheerleading, or home economics). Because our resources are limited, we only provide half of the full price of athletic equipment.

Currently and in the past, various incentives were provided to keep our youth in school. Annual Halloween and Christmas parties are part of these incentives. On or around Halloween, a costume party is held with refreshments served. Games are played and prizes won. Adults are given the option of helping run games or participating in a cake walk. Prizes are given to those in best costume among various age groups. In the past, youths have cooperated to make a spook house.

This year, our Halloween party included a free throw contest, dart throwing (balloon popping), bobbing for apples, a fish pond, cake walk and pin-the-tail-on-the-donkey.

An annual Christmas dinner for all JOM-eligible students and their families is usually held, although we weren't able to have one this year because of the budget. At past parties, gifts were distributed to students along with Christmas bags of fruit, mixed nuts and candy.

To accumulate funds and/or required materials for our incentive programs, we have fundraisers such as Indian taco sales, bake sales, and raffles. We try to have at least one fundraiser per quarter. We also draft letters asking local businesses for donations/contributions.

During the summer we still like to take an active role in assisting our youth to make the right choices in life. We offer various types of assistance in summer activities to counteract possible negative lifestyles and keep youth busy and out of trouble. Some students enjoy playing baseball or softball and their fees are paid for them. Others enjoy swimming more and receive swimming passes. And still there are others who want to play basketball or volleyball. For those who wish to start a team and require a standard fee, we provide assistance - so long as they are organized and have their schedules "set". In the past, camp fees were also paid when such a camp was available.

Accomplishments

Our JOM program has accomplished many things throughout its lifetime...mostly by providing financial assistance to students who could otherwise not afford to buy such equipment/supplies. We ensure that our Native American children are given the same equal opportunities in education that all others receive. Because a lot of negative statistics are stacked against our Indian youth (highest rates of suicide, dropping out, drug/alcohol abuse, teen pregnancy), we must give our youth motivational incentives and provide programs that will instill leadership qualities as well as balance.

A tutoring position was opened at the Gordon High School through our JOM program. Although funding was unavailable through JOM to maintain this position, it is still filled and is being maintained by the school system under the same guidelines. The majority of the students being served must be Native American.

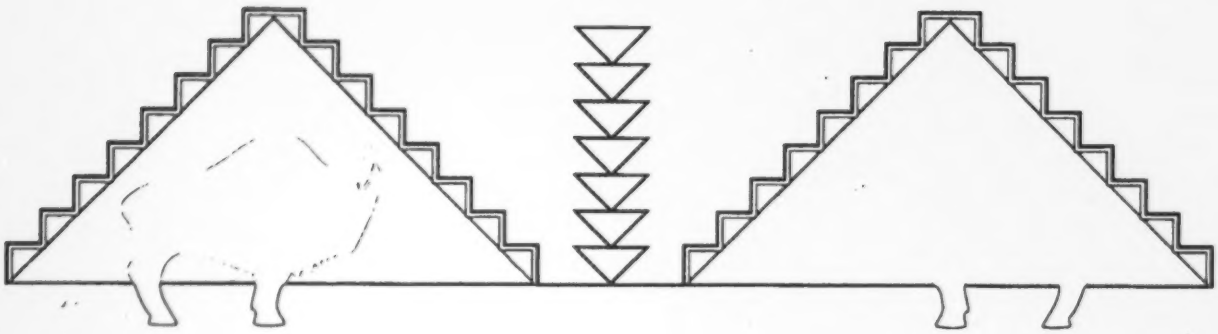
Last year we agreed to reimburse one of our students, Jennifer Bear Eagle, $700 for attending a journalism program in Washington, DC. The check was for round-trip airfare.

She was chosen because of her high academic achievements. This type of positive role modeling is needed to demonstrate what is possible if students do their best. They, too, can take advantage of the great opportunities which will come their way in the future.

Goals

We have many goals for our program and our youth, most of which have to do with traditional lifestyles.

One of our goals is to start a summer camp to teach our youth their history, culture, and traditional ways of life. A lot of our youth are not being productive in school or society because of a lack of direction. This camp would be for 6th - 12th graders since there is an Indian summer school program available to elementary-aged children through the Title IX



program. This camp would give our youth direction, raise their self-esteem, heighten their sense of self-awareness, and help them make the right choices on their journey through life.

Another goal is to organize a youth group as a spin-off of this camp to provide leadership skills to all our youth and make them aware of their career choices or any other choices that they might need assistance with.

These goals are still "educational", though in a cultural sense of understanding. We hope to produce well-balanced, productive leaders of our Indian communities. We also hope to return to our traditional ways/values thus reducing our rates of suicide, drop outs, drug/alcohol abuse, and violence.

Yet another goal would be to widen our horizons and possibly assist those youth who wish to receive their GED's by providing financial assistance for their testing fees. These youth are not abandoning their education when they drop out of school, but are attempting an alternative option instead. They are still "reaching out" for their education...just in a different way.

Rushville

P.O. Box 547
Rushville, NE 69360
308/867-1869

Chairperson - LIEB	**Sherry Goings**
Vice President	**Missy Rasmussen**
Secretary/Treasurer	**Sherry Ringing Shield**

Purpose and Objectives

The purpose of this Board is to promote the welfare of all eligible Indian students in the home and the community to work towards improving the standards of education for these Indian students.

We help bring about a working relationship between Indian parents and the school system. We help develop, further and supplement the education needs of the ongoing programs for the Indian students in the community and the schools. We ensure that the Indian community be kept informed on major issues concerning Indians in the county, state and nation.

Accomplishments

- Assisted students to buy school supplies
- Assisted students in purchasing shoes, and/or special uniforms and clothing, required for school sponsored activities such as sports, drama, chorus and band.
- Provided tutoring services for grade school and high school students.
- Paid fees for summer baseball.
- Gave Honor Roll and Perfect Attendance incentives including gift certificates.
- Provided incentives including field trips, movie parties and bowling.
- Honored school administrators and board members.
- Held Christmas potluck dinner and gift exchange.
- Hosted first pow wow.
- Paid fees to see movie in summer program.
- Held a cookout for summer program.
- Helped students purchase supplies for projects for shop class, home economics class.
- Helped students pay fees to attend sports and youth camps.
- Had Rushville Public School acknowledge Native American Day, Oct. 14th, as Culture Day. There were speakers and games were taught to children.
- Awarded college scholarships to graduates.
- Sponsored swim team.

Goals

- Eagle Feather ceremony for High School graduates
- Scholarships
- Pow Wow
- Four Winds Dance Club
- Acknowledge Native American Day

These young members of the Oglala Lakota Nation love a day at the beach.

Other Programs

The following are other Oglala Sioux Tribe JOM programs and the Chairpersons of the Local Indian Education Boards.

Alliance, NE
Mark Monroe
P.O. Box 61
Alliance, NE 69301
308/762-3242

Kadoka Public Schools
Diane Wilson
P.O. Box 312
Kadoka, SD 57543
605/837-2918

Scottsbluff, NE
Wayne Flood
P.O. Box 171
Gering, NE 69341

Shannon County Schools
Lawrence Eagle Bull
P.O. Box 544
Pine Ridge, SD
57770
605/867-5174

HeadStart Program
Stanley L. Hawk, Jr.
Box 973
Pine Ridge, SD
57770